

IT IS SO ORDERED.

Dated: 11:09 AM October 25 2010



BK1007002
AAH

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
AT AKRON

IN RE:

Christopher A. Delsavio
Kimberly K. Delsavio

Debtors

Case No. 10-53408

Chapter 13
Judge Shea-Stonum

**ORDER GRANTING MOTION OF
U.S. BANK, N.A. BY AND
THROUGH U.S. BANK HOME
MORTGAGE ITS SERVICER FOR
RELIEF FROM STAY
(ADDRESS OF REAL PROPERTY:
673 EASTLAND AVENUE,
AKRON, OH 44305)**

This matter came before the Court on the Motion for Relief from Stay (the "Motion") filed by U.S. Bank, N.A. by and through U.S. Bank Home Mortgage its servicer ("Movant"). (Docket **20**). Movant has alleged that good cause for granting the Motion exists, and that Debtor(s), counsel for the Debtor(s), the Chapter 13 Trustee, and all other necessary parties were served with the Motion, and with notice of the hearing date on the Motion. No party filed a

response or otherwise appeared in opposition to the Motion, or all responses have been withdrawn. For these reasons, it is appropriate to grant the relief requested.

IT IS, THEREFORE, ORDERED that the Motion is granted. The automatic stay imposed by § 362 of the Bankruptcy Code is terminated with respect to the Movant, its successors, and assigns.

IT IS FURTHER ORDERED that the Chapter 13 Trustee shall discontinue all payments to Movant on its claim under the Chapter 13 Plan filed by the Debtor(s). Movant is directed to file a report of sale promptly following liquidation of the property located at 673 Eastland Avenue Akron, OH 44305 (the "Collateral") if any excess proceeds are received. Should Movant seek to file any unsecured deficiency claim, Movant shall do so no later than 90 days after this Order is entered. If the collateral has not been liquidated, the deficiency claim is to be estimated.

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SUBMITTED BY:

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